

P21790.P01

UTILITY  
PATENT APPLICATION  
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

P21790

Total Pages

Inventor(s) or Applicant Identifier

Armin SCHLEMMER and Gerhard MELCHER

Title: CUTTING TOOL AND INDEXABLE INSERT

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

## APPLICATION ELEMENTS

## ACCOMPANYING APPLICATION PARTS

- ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
- a. ☐ Small Entity Statement(s)
3. ☒ Specification [Total Pages 20]  
(preferred arrangement set forth below)
- Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 USC 113) [Total Sheets 3]
- ☒ Oath or Declaration [Total Pages 3]
- a. ☒ Newly executed (original or copy) ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 20 completed)  
[Note Box 6 below]
- i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
- ☐ Incorporation By Reference (useable if Box 5b is checked)  
The entire disclosure of the prior application, from which a  
copy of the oath or declaration is supplied under Box 5b, is  
considered as being part of the disclosure of the accompanying  
application and is hereby incorporated by reference therein.
- ☐ Application Data Sheet. See 37 CFR 1.76
- ☐ CD-Rom or CD-R in duplicate, large table or Computer  
Program (Appendix)

9. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies
10. ☒ Assignment Papers (cover sheet & document(s))
11. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
12. ☐ English Translation Document (if applicable)
13. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
14. ☐ Preliminary Amendment
15. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
16. ☒ Figure of Drawing to be published 1
17. ☒ Foreign priority claimed
- a. ☒ Claim of Priority
- b. ☐ Certified Copy of Priority Document(s)
18. ☒ Assignee: BÖHLERIT Ges.mb.H & Co. KG of Kapfenberg,  
AUSTRIA
19. ☒ Other: Cover Letter Regarding Executed Application

20. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior Application No. \_\_\_\_\_/\_\_\_\_\_, filed \_\_\_\_\_.

Prior application information: Examiner: \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

21. ☐ Amend the specification by inserting before the first line the sentence:

This application is a \_\_\_\_\_ continuation-in-part, \_\_\_\_\_ continuation, \_\_\_\_\_ divisional, of Application No. \_\_\_\_\_/\_\_\_\_\_, filed \_\_\_\_\_.

Address all future correspondence to **Customer No. 7055** at the present address of:

GREENBLUM &amp; BERNSTEIN, P.L.C.

1941 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

Date

Signature

Neil E. Greenblum, Reg No. 28,394  
Typed or Printed Name

07055

PATENT TRADEMARK OFFICE

<b>FEE TRANSMITTAL</b>		Complete if Known	
		Application Number	Not Yet Assigned
		Filing Date	Concurrently Herewith
		First Named Inventor	A. SCHLEMMER et al.
		Group Art Unit	Unassigned
		Examiner Name	Unassigned
TOTAL AMOUNT OF PAYMENT (\$) <u>1122.00</u>		Attorney Docket Number	P21790

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)																																																																																																																																																																																																																																																																																																				
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number <u>19-0089</u></p> <p>Deposit Account Name <u>GREENBLUM &amp; BERNSTEIN, P.L.C.</u></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136(a)(3))</p> <p><input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b)</p> <p><input type="checkbox"/> Applicant Claims Small Entity Status See 37 CFR 1.27.</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:  <input checked="" type="checkbox"/> Check    <input type="checkbox"/> Credit Card    <input type="checkbox"/> Money Order    <input type="checkbox"/> Other</p> <p style="text-align: center;"><b>FEE CALCULATION</b> (fees effective 10/01/01)</p> <p><b>1. FILING FEE</b></p> <table style="width:100%;"> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <td>101</td> <td>740</td> <td>201</td> <td>370</td> <td>Utility filing fee</td> <td><u>740</u></td> </tr> <tr> <td>106</td> <td>330</td> <td>206</td> <td>165</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>107</td> <td>510</td> <td>207</td> <td>255</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>108</td> <td>740</td> <td>208</td> <td>370</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>114</td> <td>160</td> <td>214</td> <td>80</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="5"><b>SUBTOTAL (1) (\$)</b></td> <td><u>740</u></td> </tr> </table> <p><b>2. CLAIMS</b></p> <table style="width:100%;"> <tr> <th>Total Claims</th> <th>Extra</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <td>39 -20=</td> <td>19</td> <td>x 18</td> <td>= 342</td> </tr> <tr> <td>Independent 2 -3=</td> <td>0</td> <td>x 84</td> <td>= 0</td> </tr> <tr> <td>Multiple Dependent Claims</td> <td></td> <td>x 280</td> <td>= 0</td> </tr> </table> <table style="width:100%;"> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <td>103</td> <td>18</td> <td>203</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>102</td> <td>84</td> <td>202</td> <td>42</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>104</td> <td>280</td> <td>204</td> <td>140</td> <td>Multiple dependent claim</td> <td></td> </tr> <tr> <td>109</td> <td>84</td> <td>209</td> <td>42</td> <td>Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>110</td> <td>18</td> <td>210</td> <td>9</td> <td>Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> <tr> <td colspan="5"><b>SUBTOTAL (2) (\$)</b></td> <td><u>342</u></td> </tr> </table>	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	101	740	201	370	Utility filing fee	<u>740</u>	106	330	206	165	Design filing fee		107	510	207	255	Plant filing fee		108	740	208	370	Reissue filing fee		114	160	214	80	Provisional filing fee		<b>SUBTOTAL (1) (\$)</b>					<u>740</u>	Total Claims	Extra	Fee from below	Fee Paid	39 -20=	19	x 18	= 342	Independent 2 -3=	0	x 84	= 0	Multiple Dependent Claims		x 280	= 0	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	103	18	203	9	Claims in excess of 20		102	84	202	42	Independent claims in excess of 3		104	280	204	140	Multiple dependent claim		109	84	209	42	Reissue independent claims over original patent		110	18	210	9	Reissue claims in excess of 20 and over original patent		<b>SUBTOTAL (2) (\$)</b>					<u>342</u>	<p><b>3. 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SUBMITTED BY				Complete (if applicable)	
Typed or Printed Name		Neil F. Greenblum		Reg. Number	
Signature		Date		Deposit Account User ID	
		01/15/02		28,394	

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01/15/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : A. SCHLEMMER et al.

Serial No. : Not Yet Assigned

Filed : Concurrently Herewith

For : CUTTING TOOL AND INDEXABLE INSERT

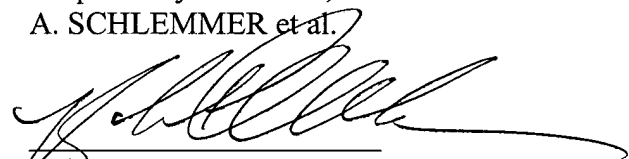

**CLAIM OF PRIORITY**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicant hereby claims the right of priority granted pursuant to 35 U.S.C. 119 based upon  
Austrian Application No. 88/2000, filed January 18, 2001.

Respectfully submitted,  
A. SCHLEMMER et al.

  
Neil F. Greenblum  
Reg. No. 28,394 

January 15, 2002  
GREENBLUM & BERNSTEIN, P.L.C.  
1941 Roland Clarke Place  
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(703) 716-1191

P21790.A01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Armin SCHLEMMER et al.

**Applications Branch**

Appln. No : Not yet assigned

Filed : Concurrently herewith

For : CUTTING TOOL AND INDEXABLE INSERT

**COVER LETTER REGARDING EXECUTED APPLICATION**

Commissioner of Patents and Trademarks  
Washington, DC 20231

Sir :

The undersigned points out that the executed application being filed herewith includes copies of pages 1 - 3 of an executed Declaration forwarded by facsimile, and pages 1 - 20 and 3 sheets of drawings which were added by the law firm of the undersigned, which are identical to pages 1 - 20 and 3 sheets of drawings forwarded for execution. Further, the undersigned has been advised that the application was physically present when the inventors executed the Declaration.

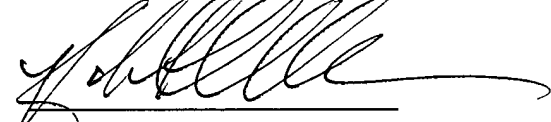
Accordingly, Applicants respectfully submit that the present application is properly executed and should be considered as filed in executed form. However, if the U.S. Patent and Trademark Office determines that the present application is not properly executed, Applicants respectfully request that the present application be treated as an unexecuted application under 37

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C.F.R. 1.53(b) and (f).

Should there be any questions or comments, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,  
Armin SCHLEMMER et al.,

  
Neil F. Greenblum  
Reg. No. 28,394 *RF 35,843*

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